

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013**

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**HOUSE BILL 894  
Senate Commerce Committee Substitute Adopted 6/18/14**

Short Title: Source Water Protection Planning.

(Public)

Sponsors:

Referred to:

April 15, 2013

1 A BILL TO BE ENTITLED  
2 AN ACT TO IMPROVE SOURCE WATER PROTECTION PLANNING.  
3 The General Assembly of North Carolina enacts:

4 SECTION 1. G.S. 130A-320 reads as rewritten:

5 "**§ 130A-320. Sanitation of watersheds; rules; ~~inspections~~inspections; local source**  
6 **protection planning.**

7 (a) The Commission shall adopt rules governing the sanitation of watersheds from  
8 which public drinking water supplies are obtained. In adopting these rules the Commission is  
9 authorized to consider the different classes of watersheds, taking into account general  
10 topography, nature of watershed development, density of population and need for frequency of  
11 sampling of raw water. The rules shall govern the keeping of livestock, operation of  
12 recreational areas, maintenance of residences and places of business, disposal of sewage,  
13 establishment of cemeteries or burying grounds, and any other factors which would endanger  
14 the public water supply.

15 (b) Any ~~person~~supplier of water operating a public water system and furnishing water  
16 from unfiltered surface supplies shall inspect the watershed area at least quarterly, and more  
17 often when the Department determines that more frequent inspections are necessary.

18 (c) Every supplier of water shall create and implement a source water protection plan  
19 (SWPP). The Commission shall adopt rules that provide all of the following:

20 (1) A standardized format for use by suppliers of water in creating their SWPP.  
21 The Commission may create different formats and required plan elements  
22 for public water systems based on the system type, source type, watershed  
23 classification, population served, source susceptibility to contamination,  
24 proximity of potential contamination sources to the intake, lack of water  
25 supply alternatives, or other characteristics the Commission finds to be  
26 relevant.

27 (2) Schedules for creating a SWPP, implementing mandatory provisions of the  
28 SWPP, and for review and update of the SWPP by suppliers of water.

29 (3) Reporting requirements sufficient for the Department to monitor the  
30 creation, implementation, and revision by suppliers of water. The  
31 Commission may provide different reporting requirements based on the  
32 public water system characteristics set forth in subdivision (1) of this  
33 subsection."

34 SECTION 2. The Commission shall provide an interim report to the  
35 Environmental Review Commission no later than April 1, 2015, regarding its progress in



- 1 implementing the requirements of this act and a final report within six months of adopting final
- 2 rules implementing the requirements of this act.
- 3 **SECTION 3.** This act is effective when it becomes law.